

**FILED**

**MAY 25 2012**

**SECRETARY, BOARD OF  
OIL, GAS & MINING**

MARK L. SHURTLEFF (4666)  
UTAH ATTORNEY GENERAL  
Steven F. Alder (0033)  
Assistant Attorney General  
Attorney for Division of Oil, Gas & Mining  
1594 West North Temple, #300  
SALT LAKE CITY UT 84116  
Telephone (801) 538-7227

---

**BEFORE THE BOARD OF OIL, GAS & MINING  
DEPARTMENT OF NATURAL RESOURCES  
STATE OF UTAH**

---

MAC. E MURDOCK,

Petitioner,

v.

MOUNTAIN OIL AND GAS, INC. AND  
HOMELAND GAS AND OIL, LTD.

Respondents,

ORDER OF DISMISSAL  
WITHOUT PREJUDICE

Docket No. 2012-015

Cause No. 131-131

---

The foregoing matter came on for hearing before the Board of Oil, Gas, and Mining (Board) at the regularly scheduled hearing of the Board on May 23, 2012, the hearing having been continued from the April 27, 2012 hearing. The Petitioner was present at the April Board hearing and agreed to the continuance.

Clinton Dworshak, Compliance Manager for the Division, appeared on behalf of the Division and Steve Alder, Assistant Attorney General appeared as Counsel for the Division. The Petitioner did not appear at the May Board hearing.

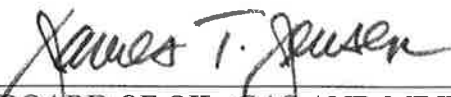
Board members Ruland J. Gill, Jake Y. Harouny, Chris D. Hansen, Carl F. Kendell, Kelly L. Payne, Jean Semborski, and James T. Jensen, Chair were present and participated in the hearing. Michael S. Johnson, was present as Board counsel.

The Division of Oil, Gas and Mining (Division) through its counsel asked that the Board consider and rule on the Division's Motion to Dismiss the matter without prejudice based on the reasons therein i.e.; that the status of the federal communitization agreement (CA) for the well remains uncertain and was not likely to be resolved soon, that the Division was unable to complete an accounting or push forward negotiations without knowing the status of the CA, and that an amount representing the potential proceeds from the well had been placed in escrow. In addition, Mr. Dworshak advised the Board that since the April Board Hearing he had facilitated some communications between the Petitioner and Respondents, had obtain some additional information from Respondents, but had not been able to reach a settlement. He stated that he could continue to assist the Petitioner in communications with the Respondents but that there was no advantage in having the Petition pending.

The Board having considered the motion to dismiss and the arguments therein and the statements by Petitioner at the April Board Hearing, based on the Division's additional investigation and efforts as reported at the hearing, and being fully advised in the premises:

Hereby Orders that the above-entitled matter hereby is dismissed without prejudice.

Dated this 25th day of May, 2012.

  
BOARD OF OIL, GAS AND MINING  
James T. Jensen, Chair

**CERTIFICATE OF SERVICE**

I hereby certify that I caused a true and correct copy of the foregoing ORDER of DISMISSAL WITHOUT PREJUDICE for Docket Nos. 2012-015, Cause No. 131-131 was mailed with postage prepaid to the address shown and emailed as shown to the following persons this 25th day of May, 2012.

Mac E. Murdock  
HC 67 Box105  
Ft. Duchesne, Utah 84026

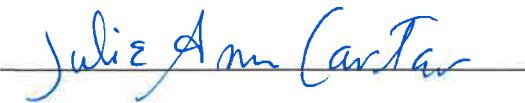
Michael S. Johnson  
Assistant Attorneys General  
Utah Board of Oil, Gas & Mining  
1594 West North Temple, Suite 300  
Salt Lake City, UT 84116  
**[Via Email]**

Steven F. Alder  
Assistant Attorneys General  
Utah Division of Oil, Gas & Mining  
1594 West North Temple, Suite 300  
Salt Lake City, UT 84116  
**[Via Email]**

Mountain Oil and Gas, Inc.  
P.O. Box 1574  
Roosevelt, Utah 84066

Homeland Gas and Oil, Ltd.  
P.O. Box 1776  
Roosevelt, Utah 84066

Uinta Oil and Gas, Inc.  
P.O. Box 1622  
Roosevelt, Utah 84066

  
\_\_\_\_\_